

THE STATE OF NEVADA
PERMIT TO APPROPRIATE WATER

Name of applicant: HAROLD ROTHER FARMS, INC.
Source: UNDERGROUND
Basin: HUNTINGTON VALLEY
Manner of Use: IRRIGATION
Period of Use: January 1st to December 31st
Priority Date: 01/11/2008

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

This permit is also issued subject to the provision that the place of use of the water herein granted is limited to and supplemental to lands having existing water rights including lands with water rights under Humboldt River Claim 00362 and Permit 3834, Certificate 11166 (Brown's Creek).

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.


The point of diversion and place of use are as described on the submitted application to support this permit.

(Continued on Page 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.5 cubic feet per second or 420.0 acre-feet annually and not to exceed a yearly duty of 3.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before: December 9, 2011
Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before: December 9, 2013
Map in support of proof of beneficial use shall be filed on or before: December 9, 2013

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,
State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 9th day of December, A.D. 2008



State Engineer

Completion of work filed _____
Proof of beneficial use filed _____
Cultural map filed _____
Certificate No. _____ Issued _____

**APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC
WATERS OF THE STATE OF NEVADA**

THIS SPACE FOR OFFICE USE ONLY

Date of filing in State Engineer's Office JAN 1 1 2008

Returned to applicant for correction _____

Corrected application filed _____ Map filed JAN 1 1 2008

The applicant Harold Rother Farms, Inc

P.O. Box 489 of Cheyenne Wells
Street Address Or P.O. Box City or Town

Colorado, 80810 hereby make(s) application for permission to appropriate
State and Zip code No.
the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of
incorporation; if a copartnership or association give names of members.)

March 15, 1971 in Colorado

1. The source of water is Underground
Name of stream, lake, underground, spring or other sources
2. The amount of water applied for is 3.50 cfs second feet.
One second foot equals 448.83 gallons per minute.
(a) If stored in reservoir give number of acre-feet _____
3. The water to be used for Irrigation
Irrigation, power, mining, commercial, domestic or other use. Must limit to one major use.
4. If use is for:
- (a) Irrigation, state number of acres to be irrigated 140 acres
- (b) Stockwater, state number and kind of animals _____
- (c) Other use (describe fully in No. 12) _____
- (d) Power:
- (1) Horsepower developed _____
- (2) Point of return of water to stream _____

47-EL

5. The water is to be diverted from its source at the following point: (Describe as being within a 40-acre subdivision of public survey, and by course and distance to a found section corner. If on unsurveyed land, it should be so stated.)

SW1/4 NW1/4 of Section 28, T.28 N., R.56 E., M.D.B. & M., at a point from which the
Northwest Corner of said Section 28 bears N 23° 38' 37" W, 1878.27 feet.

6. Place of use (Describe by legal subdivision. If on unsurveyed land, it should be so stated)

The SW1/4 NW1/4, NW1/4 SW1/4 of Section 28 and the S1/2 NE1/4, N1/2 SE1/4 of Section
29, all in T.28 N., R.56 E., M.D.B. & M.

7. Use will begin about January 1st and end about December 31st of each year.
Month and Day Month and Day

8. Description of proposed works (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.)

Drilled well, pump, motor, pipeline and pivot sprinkler system

9. Estimated cost of works: \$10,000

10. Estimated time required to construct works: 3 years
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use 5 years

12. Provide a detailed description of the proposed project and its water usage (use attachments if necessary):
(Failure to provide a detailed description may cause a delay in processing.)

Drill and equip a well with pipelines to supply water to a circular pivot sprinkler system to
irrigate approximately 140 acres within the described place of use.

13. Miscellaneous remarks:

In addition to the applicant and agent please send copies of correspondence regarding
this application to the ranch manager at the following address:
Ira Renner, HC 30, Box 343, Spring Creek, NV 89815

remorley@frontiernet.net
E-mail Address

(775) 738-4053
Phone No.

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

By

Robert E. Morley
Type or print name clearly

Robert E. Morley
Signature, applicant or agent

High Desert Engineering, LLC
Company Name

640 Idaho Street
Street Address or P.O. Box

Elko, Nevada 89801
City, State, Zip Code

\$250 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION